

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

A.J.J.T. , an individual minor, by and through)		
his mother and next friend, KELLY D.)		
WILSON , and KELLY D. WILSON ,)		
individually, and DELVIN D. TAVAREZ ,)		
individually,)		
)	Case No. 3:15-cv-01073
Plaintiffs ,)		
)	
v.)		
)	
UNITED STATES OF AMERICA ,)		
)	
Defendant.)		

PLAINTIFFS' AMENDED WITNESS LIST

1. Kelly Wilson
29435 Mare Lane
Moreno, CA 92555

Ms. Wilson is the mother of the minor-plaintiff, A.J.J.T. Ms. Wilson will testify as to her prenatal care, the events of her labor and delivery, the events of A.J.J.T.'s delivery, and his medical care thereafter. Ms. Wilson will testify as to her observations and understanding of A.J.J.T.'s current condition, diagnoses, disabilities, and medical and life care needs.

2. Delvin Tavarez
1203 Ashwell Ct.
Valrico, FL 33594

Mr. Tavarez is the father of the minor-plaintiff, A.J.J.T. Mr. Tavarez will testify as to his observations and memories of Ms. Wilson's labor and delivery, A.J.J.T.'s birth and neonatal care, as well as his observations and understanding of A.J.J.T.'s condition, diagnoses, disabilities, and care needs.

3. Sharon Reid, R.N.
Palm Coast, FL

Plaintiffs have designated Ms. Reid's deposition testimony. Ms. Reid is a labor and delivery nurse who cared for Ms. Wilson during her labor and delivery on January 10, 2005. She will testify as to her memory of the events of that labor and delivery.

4. Barbara Fikes-Maki, C.N.M.
Blanchfield Army Community Hospital
Fort Campbell, KY

Plaintiffs have designated Ms. Fikes-Maki's deposition testimony. Ms. Fikes-Maki is a certified nurse midwife who was involved in Ms. Wilson's labor and delivery on January 10, 2005. Ms. Fikes-Maki also saw Ms. Wilson during her prenatal care. She is expected to testify as her to care and treatment of Ms. Wilson.

5. Arif Mahood, M.D.

Plaintiffs have designated Dr. Mahood's deposition testimony. Dr. Mahood is an Obstetrician-Gynecologist. Dr. Mahood provided counseling to Ms. Wilson regarding her suitability to attempt a vaginal birth after cesarean section (VBAC).

6. Michael Hawkins, M.D.
423 Wild Elm Street
Franklin, TN 37064

Dr. Hawkins is an Obstetrician-Gynecologist. Dr. Hawkins will present expert testimony as to the applicable standard of care, deviations from the standard of care, and the result of such deviations on the outcome of this delivery. Further, Dr. Hawkins will testify as to what a reasonable obstetrician would have done in the circumstances presented.

7. Joseph Bruner, M.D.
19 Suffolk Drive
Midland, TX 79705

Dr. Bruner is an Obstetrician-Gynecologist and specialist in maternal-fetal medicine. Dr. Bruner will present expert testimony from the perspective of a high risk obstetrician on Ms. Wilson's suitability for attempting a VBAC, the informed consent process, the standard of care applicable to her labor, deviations from the standard of care, and the consequences of such deviations.

8. Janis Cox, CNM
122 Stephens Lane
Jacksonville, NC 28546

Plaintiffs have designated Ms. Cox's deposition testimony taken for use at trial. Ms. Cox is a certified nurse midwife. She has testified regarding the standard of care applicable to a certified nurse midwife such as Ms. Fikes-Maki and the deviations therefrom.

9. Allen Elster, M.D.
Department of Radiology
Wake Forest School of Medicine
Medical Center Boulevard
Winston-Salem, NC 27157

Plaintiffs have designated Dr. Elster's deposition testimony taken for use at trial. Dr. Elster is a neuroradiologist who has reviewed the early brain imaging studies of the minor-plaintiff. Dr. Elster has testified that the brain imaging is consistent with an injury due to inadequate oxygen and/or blood flow to A.J.J.T.'s brain. Based on the appearance of the injury on early imaging, Dr. Elster has testified that the injury most probably occurred around the time of labor and delivery and is consistent with an injury caused by a bradycardia (abnormally low fetal heart rate).

10. Edward Karotkin, M.D.
3020 Lynndale Road
Virginia Beach, VA 23452

Dr. Karotkin is a neonatologist. Dr. Karotkin will present expert testimony on the cause of A.J.J.T.'s hypoxic-ischemic encephalopathy and neonatal course. Specifically, Dr. Karotkin will explain that A.J.J.T.'s hypoxic-ischemic encephalopathy and neonatal course was due to an injury caused by inadequate oxygen and/or blood flow to his brain during labor.

11. Garrett Burris, M.D.
Baylor College of Medicine
Texas Children's Hospital
The Woodlands Health Center
17198 St. Luke's Way, Suite 300
The Woodlands, TX 77384

Dr. Burris is a pediatric neurologist. Dr. Burris will present expert testimony on the cause of A.J.J.T.'s brain injury, cerebral palsy, seizure disorder, and neurologic deficits. Specifically, Dr. Burris will explain that A.J.J.T.'s long term diagnoses are severe and permanent and the result of a period of damaging hypoxia and/or ischemia during labor.

12. Patricia Pacey, Ph.D.
3005 Center Green Drive, Suite 200
Boulder, CO 80301

Dr. Pacey is an economist. Dr. Pacey will testify as to the present value of A.J.J.T.'s economic losses.

13. Robert Cooper, M.D.
Physician Life Care Planning
11550 IH 10 West, Suite 375
San Antonio, TX 78230

Dr. Cooper is a specialist in physical medicine and rehabilitation. Dr Cooper has examined A.J.J.T., visited his home, met with his mother, and reviewed his medical history. Dr. Cooper will present his comprehensive life care plan that includes the medical care, prescription drugs, therapies, and attendant care that A.J.J.T. will require throughout his life. Further, Dr. Cooper will opine on A.J.J.T.'s probable life expectancy.

Respectfully submitted,

/s/ Gerald D. Jowers, Jr.

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August 12, 2019

CERTIFICATE OF SERVICE

I hereby certify that on August 12, 2019, a copy of Plaintiffs' Amended Witness List, was filed electronically. A copy of said document was served by operation of the Court's electronic filing system on opposing counsel as follows:

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Respectfully submitted,

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